



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IFW/AF  
[Signature]

In re: Application No. 10/699,726 )

**Confirmation No. 3543**

Filed: November 3, 2003 )

**CERTIFICATE OF MAILING**

Applicants: Thomas SCHWEGLE et al. )

Title: AQUEOUS COMPOSITION  
USEFUL FOR STABILIZING AND  
TEXTURIZING DAIRY PRODUCTS  
AND PROCESS FOR PREPARING  
THE SAME )

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this date.

Art Unit: 1761 )

6/23/2005  
Date

[Signature]  
Richard A. Kaba  
Registration No. 30,562  
Attorney for Applicant(s)

Examiner: Leslie A. WONG )

Attorney Docket No.: 1410/79559 )

Customer No.: 48940 )

Mail Stop APPEAL BRIEF - PATENTS  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant(s) hereby submit(s) to the Board of Patent Appeals and Interferences the following:

- ☐ A Notice of Appeal From The Primary Examiner To The Board Of Patent Appeals And Interferences is enclosed which includes the fee under 37 CFR § 41.20(b)(1) for filing the Notice of Appeal.
- ☒ An Appeal Brief (in triplicate) is enclosed.
- ☐ Also enclosed:
- ☒ The fee for filing the Appeal Brief is \$ 500.00 (37 CFR § 41.20(b)(2)).
- ☐ Applicant(s) assert entitlement to Small Entity Status (37 CFR § 1.27), reducing the Appeal Fee by half to \$ 250.00.
- ☒ Charge \$ 500.00 to Deposit Account No. 06-1135.
- ☐ A check in the amount of the fee is enclosed.

Application No. 10/699,726  
Appeal Brief Transmittal dated June 23, 2005  
Reply to Final Office Action of December 13, 2004  
and Advisory Action of March 25, 2005

- ☐ Not required (fee paid in prior appeal in this application).
- ☒ A petition for extension of time under 37 CFR § 1.17(a) is enclosed.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required in connection with this appeal (specifically including the fee for filing a brief in support of this appeal if such brief is filed unaccompanied by full payment therefor, and the fee for filing a request for an oral hearing if such request is made unaccompanied by full payment therefor), or credit any overpayment to Deposit Account No. 06-1135. Should no proper payment be enclosed herewith, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1135. This Notice is filed in duplicate.

June 23, 2005

Date



Richard A. Kaba

Registration No. 30,562

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